



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. |
|-----------------|-------------|----------------------|---------------------|
|-----------------|-------------|----------------------|---------------------|

09/223,957 12/31/98 DALE

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HM12/0302

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| EXAMINER |
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|             |              |
|-------------|--------------|
| OWENS JR, H |              |
| ART UNIT    | PAPER NUMBER |

1623  
DATE MAILED:

03/02/01

**Please find below and/or attached an Office communication concerning this application r proceeding.**

**Commissioner of Patents and Trademarks**

# Notice of Abandonment

Application No.  
09/223,957

Applicant(s)  
Dale et al.

Examiner  
Howard Owens

Group Art Unit  
1623



This application is abandoned in view of:

☒ applicant's failure to timely file a proper response to the Office letter mailed on Aug 17, 1999.

☒ A response (with a Certificate of Mailing or Transmission of N/A) was received on Jul 28, 2000, which is after the expiration of the period for response (including a total extension of time of 3 month(s)) which expired on Feb 17, 2000.

☐ A proposed response was received on \_\_\_\_\_, but it does not constitute a proper response to the final rejection.

(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC)).

☐ No response has been received.

☐ applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.

☐ The issue fee (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_.

☐ The submitted issue fee of \$ \_\_\_\_\_ is insufficient. The issue fee required by 37 CFR 1.18 is \$ \_\_\_\_\_.

☐ The issue fee has not been received.

☐ applicant's failure to timely file new formal drawings as required in the Notice of Allowability.

☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of \_\_\_\_\_) were received on \_\_\_\_\_.

☐ The proposed new formal drawings filed \_\_\_\_\_ are not acceptable.

☐ No proposed new formal drawings have been received.

☐ the express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on \_\_\_\_\_.

☐ the letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.

☐ the letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.

☐ the decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.

☐ the reason(s) below:

  
GARY GEIST  
SUPERVISORY PATENT EXAMINER  
TECH CENTER 1600